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Re: In the Matter of the Complaint of
Eternity Shipping Ltd., et al.
for Exoneration from or Limitation of Liability
Civil Action No.: L-01-CV-0250

Dear Counsel:

As all are aware, expert reports for claimants' and third-party plaintiff's experts were due on June 7, 2004 in accordance with the Court's Memorandum to Counsel dated February 20, 2004. As of close of business on June 11, for various reasons as explained to us by counsel, no expert reports had yet been received.

O B E R | K A L E R
A Professional Corporation

All Counsel
June 14, 2004
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Mr. Clyne and I have discussed with counsel for the claimants and third-party plaintiff our grave concern that their failure to provide timely expert reports could prejudice all parties' ability to comply with the Court's September 7, 2004 deadline for completion of expert discovery.

As a result of these discussions, counsel have agreed that the deadlines for delivery of expert reports for both sides will be extended by one week, and that (at a minimum) the following dates will be held for expert depositions: August 9, 10, 11, 25, 26 and 27. This should permit expert discovery to be concluded by September 7, 2004.

All counsel are agreed that, in any event, this minor adjustment to the schedule for expert discovery will not affect the Court's deadline for the filing of dispositive motions, which remains October 6, 2004.

By copy of this letter to Judge Legg, I am advising his Honor of this minor adjustment to the schedule for delivery of expert reports and confirming that the deadlines for completion of expert discovery and for filing of dispositive motions will not be affected.

Sincerely yours,



M. Hamilton Whitman, Jr.

MHW/tnj

cc: The Honorable Benson E. Legg, United States District Judge

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